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**From:** Kelley, Mary P [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=AF0A1AF8722B46009649E0334F905F66-MPKELLEY1]  
**Sent:** 8/24/2017 1:53:14 PM  
**To:** Owen, Jenni [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=2282b573e68d40b38bf110b1530db523-jowen2]  
**CC:** Tarr, Jeremy M [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=98859532088e4437968231eb6fef6b70-jmtarr1]; Nicholson, John A. [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=88b04784e0904037af6855b326e9b943-janicholson]; Mundt, Jennifer [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=80dc52407a564282bd303137d5a244b6-jmundt]; Holman, Sheila [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=94a3f69674d34b769b3bd834a97105c5-scholman]  
**Subject:** RE: ACP dates  
**Attachments:** ACP-DEQ Permit Requirements Overview 040617.pdf

### **Water Quality**

Clean Water Act Section 401 – State Certification

State Riparian Buffer Authorization

Decisions due by **September 18, 2017\***

The 401 Certification certifies to the federal agency (FERC in this case) that the project can be completed and remain in compliance with state water quality standards.

The Riparian Buffer authorization addresses potential impacts to streamside buffers and often requires mitigation payment if on-site mitigation can't be done.

\*The September 18, 2017 deadline may be extended if DEQ requests additional information which would re-set the Certification/Authorization clock. The deadline for a decision would be 60 days from the date that DEQ receives the additional information from the applicant.

### **Land Resources**

Erosion and Sedimentation Control Plan Approval

General Permit NCG010000 – Construction Stormwater

General Permit SWG040000 – Linear Utility Line Construction and Built-Upon Area

Applied March 13, 2017, but it was incomplete, so waiting on further submittals.

The erosion and sedimentation control plan will prevent grading and other land-disturbing activities from polluting NC waters with sediment. It is a state permit, but an approval also triggers issuance of a construction stormwater general permit under NC's approved program to implement the Clean Water Act so may have some connections to federal law. DEQ's Fayetteville and Raleigh regional offices will be reviewing the erosion and sediment control plans once they are completed by the applicant.

DEQ must approve or deny the plan within 30 days of receipt of a complete application.

If the plan is disapproved, the applicant may revise their plan and submit a revised plan for review. We have 15 days to approve or deny a revised plan.

### **Air Quality**

Minor Stationary Source Construction and Operation Permit

Applied September 17, 2015, but additional information requested; pending response.

Air Quality's only involvement is related to the proposed compressor station in NorthHampton County. We have a draft permit completed. The draft air-quality permit is a minor source permit...it is not a major source (a.k.a. Title V) and therefore a public notice and hearing is not required. However the director has the ability to schedule public comment period and public hearing if there's substantive public interest. We scheduled a briefing for senior leadership including Sec Regan, John, Sheila, Mary Penny and Sarah Rice on August 28 to decide whether to hold a public hearing on the draft air quality permit.

Not in DEQ, but there are a few other approvals/consultations:

- DNCR: Natural Heritage/Protected Species Consultation
- DNCR: Consultation under Section 106 of the National Historic Preservation Act
- WRC: Protected Species Consultation

There may also be some review by Emergency Management in DPS as part of the FERC process.

I've also attached a permit listing that covers the above DEQ permits and a few others (well permits, etc.) that may be a part of this project as it progresses.

There is a lot more in-depth info if you need it at: <https://deq.nc.gov/about/divisions/energy-mineral-land-resources/acp>

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**From:** Owen, Jenni

**Sent:** Thursday, August 24, 2017 11:02 AM

**To:** Kelley, Mary P <Mary.Kelley@ncdenr.gov>; Nicholson, John A. <John.Nicholson@ncdenr.gov>

**Cc:** Tarr, Jeremy M <jeremy.tarr@nc.gov>

**Subject:** ACP dates

Mary Penny and John,

Can one of you educate me about ACP dates as far as deadlines for comments/input from who, by when, etc? I've seen info online in various places but not sure I'm following when the final deadline(s) is/are. Thanks.